

MAY 09 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor: Debasis Bagchi

Appln. No.: 10/664,468

Conf. No.: 4351

Filed: September 17, 2003

Title: METHOD AND COMPOSITION OF ANTHOCYANIN-RICH BERRY
EXTRACTS THAT PREVENTS OR INHIBITS ANGIOGENESIS AND
HELICOBACTER PYLORI AND ACTS AS A POWERFUL ANTIOXIDANT
THAT PROVIDES VARIOUS HEALTH BENEFITS

Art Unit: 1655

Examiner: Flood, Michele C.

Atty. Docket No.: IHEAL-01038US1

Customer No. 23910

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the
Commissioner for Patents, the United States Patent and Trademark Office, Facsimile
No. (571) 273-8300, on the date shown below.

Mathew Otts

Signature Date:

Mathew Otts (Signature)
5/9/06

REPLY TO RESTRICTION

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

BEST AVAILABLE COPY

Dear Sir:

Applicant acknowledges Examiner's letter of April 20, 2006, indicating that the January 1, 2006 election of species was non-responsive. The Applicant also thanks the Examiner for helpful suggestions during the telephone conversations held between the Examiner and the Applicant on May 3, 2006 and May 4, 2006. In view of these conversations, Applicant acknowledges that claims 39-50 are cancelled and elects to prosecute the previously presented claims 51-70.

The Examiner is respectfully requested to telephone the undersigned if he can assist in any way in expediting issuance of a patent.

-1-

Atty. Docket No.: IHEAL-01038US1

M:\A\Craig\wo\IHEAL\1038\1038US1\Reply to Restriction 3 - filed.doc